

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of:
Toshiyoshi Fujiwara et al.

Application No.: 10/520,901

Confirmation No.: 2780

Filed: April 13, 2005

Art Unit: 1632

For: ONCOLYTIC VIRUS REPLICATING
SELECTIVELY IN TUMOR CELLS

Examiner: W. C. W. Shen

AMENDMENT IN RESPONSE TO NON-FINAL OFFICE ACTION

MS Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

INTRODUCTORY COMMENTS

In response to the Office Action mailed by the U.S. Patent and Trademark Office on June 20, 2008, please enter the following amendments and consider the accompanying remarks. A petition for a one-month extension of time and accompanying fee are being submitted herewith.

It is believed that no additional fee(s) are required for these submissions. Should the U.S. Patent and Trademark Office determine that additional fees are owed or that any refund is owed for this application, the Commissioner is hereby authorized and requested to charge the required fee(s) and/or credit the refund(s) owed to our Deposit Account No. 04-0100.

Amendments to the Specification begin on page 2 of this paper.

Amendments to the Claims begin on page 3 of this paper.

Remarks/Arguments begin on page 5 of this paper.

A **declaration** filed according to 37 C.F.R. §1.132 along with Exhibits 1-3 are also being submitted herewith.